

Minutes of the Town Board Meeting of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, January 18th, 1977 at 7:30 P.M.

Present:

Allen M. Smith, Supervisor
George G. Young, Councilman
Francis E. Menendez, Councilman
John Lombardi, Councilman
Jessie Tomlinson, Councilwoman

Also present: Peter S. Danowski, Jr., Town Attorney
Absent: Alex E. Horton, Supt. of Highways

Supervisor Smith called the Meeting to order at 7:30 P.M. and the Pledge of Allegiance was recited.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the Minutes of the Special Meeting of the Town Board of the Town of Riverhead, held on December 30, 1976, the Minutes of the Town Board Meeting, held on January 4, 1977, and the Minutes of the Special Town Board Meeting, held on January 7, 1977, be approved as submitted.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

BOARD OF AUDIT

The Town Board convened as a Board of Audit and examined the following bills submitted on Abstracts dated January 18, 1977:

General Town Encumbered	\$13,847.13
General Town	\$ 7,967.75
Highway Item #1	\$ 2,797.80
Highway Item #3	\$ 9,652.46
Highway Item #4	\$ 4,931.95
Capital Project	\$ 1,345.09
Special District Encumbered	\$25,891.96

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following bills submitted on Abstracts dated January 18, 1977, be approved for payment:

General Town Encumbered	\$13,847.13
General Town	\$ 7,967.75
Highway Item #1	\$ 2,797.80
Highway Item #3	\$ 9,652.46
Highway Item #4	\$ 4,931.95
Capital Project	\$ 1,345.09
Special District Encumbered	\$25,891.96

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

REPORTS

Recreation Department, month of December, 1976

Tax Receiver's dated: January 10, 1977

Annual Report of Riverhead Fire District for 1976

Engineering Report on Proposed Plant No. 5-Water District Filed

OPEN BID REPORT - MINI BUS - NO BID RECEIVED

OPEN BID REPORT - 13 POLICE CARS

After being duly advertised the following bids for thirteen police cars for use of the Riverhead Town Police Department were opened by the Town Clerk on Monday, January 10, 1977 at 10:00 A.M:

J. J. Hart
Route 58
Riverhead, New York

Thirteen (13) Police Cars	\$64,207.00	Filed.
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OPEN BID REPORT - 13 POLICE CARS

Greenport Ford Mercury, Inc.
Route 25
Box 746
Greenport, New York 11944

Nine (9) Ford Marked Police Units	\$47,296.74	
Four (4) Detective Units	\$20,124.72	
	<u>\$67,421.46</u>	Filed.

OPEN BID REPORT - POLICE RADIOS

After being duly advertised the following bid for Police Radios was opened by the Town Clerk on Monday, January 10, 1977 at 10:00 A.M:

Motorola Communications and Electronics Inc.
P.O. Box 727
Setauket, New York 11733

16 Vehicular Repeater Systems VHF with portable radios installed complete at \$46.75 per unit per month	\$748.00	
Fully interchangeable with existing equipment		Filed.

OPEN BID REPORTS - continuedOPEN BID REPORT - 2 TRUCKS FOR RIVERHEAD TOWN DOG WARDENS

After being duly advertised the following bids for Two Trucks for the Town of Riverhead Dog Wardens were opened by the Town Clerk on Monday, January 10, 1977 at 10:00 A.M:

Kinney Chevrolet - Olds Inc.
East Main Street
Route 25
Riverhead, New York 11901

Two (2) 1977 Chevrolet Pick-ups \$6,976.00

Filed.

J. J. Hart, Inc.
Route 58
Riverhead, New York 11901

Two (2) Pick-up Trucks \$6,809.00

Filed.

Greenport Ford Mercury, Inc.
Route 25
Box 746
Greenport, New York 11944

Two (2) Pick-ups Ford F-100 \$7,178.98

Filed.

OPEN BID REPORT - TYPEWRITERS

After being duly advertised the following bid for three Correcting Selectric IBM Typewriters was opened by the Town Clerk on Monday, January 10, 1977 at 10:00 A.M:

IBM
366 North Broadway
Jericho, New York 11753
(Tel. 516-935-3800)

Three (3) IBM Correcting Selectric Model
895 Typewriters \$747.00 each \$2,241.00

Less trade-ins: (Town Clerks Office)
Executive S/N 8,452,682 150.00
Less trade-ins: (Justice Office)
Royal Model 590 S/N 590-14-1334348 65.00 215.00
\$2,026.00

Filed.

PETITIONS

Application of Minerva Kahn for use as a warehouse to store lumber - Zoning Change. Filed.

Referred to Town Planning Board for recommendation and report.

CLAIMS

William Nash vs. Town of Riverhead, damages for False Arrest. Filed.

Referred to Town Attorney and Insurance Broker

COMMUNICATIONS

Suffolk County Department of Planning, dated 1/7/77, relating to amended Building Zone Ordinance, Town of Brookhaven referring to Pigeons. Filed.

Riverhead Lions Club, dated 1/5/77, expressing appreciation to Town Board for helping make the Christmas parade a success. Filed

Town of Riverhead Planning Board, dated 1/10/77, submitting report on Special Permit application of Everett Enstine to operate a fuel oil depot, a non-nuisance industry on land located at Middle Country Road, Calverton. Recommending to the Town Board that a revised depot be shown and the location of the tanks be shown and designated as to whether above or below ground. Filed.

Bert and Natalie Bilunas, dated 1/7/77, requesting a street light for Pole #80 on 400 Herricks Lane, Riverhead for the reason that there has been considerable vandalism around their home. Filed.
Referred to Councilwoman Tomlinson.

State of New York, Department of Transportation, Notice of Order, dated 12/1/76, of the Department's Regulation amended to read as follows:

30 MPH on Route 25 between Station 1111+ Marcy Avenue on SH8066 and Station 66+ Elton - Fairway Avenues on SH8181, a disadvantage 1.1+ miles in the unincorporated community of Riverhead.

As soon as the appropriate traffic control devices are installed the regulation will be published in the official compilation of Codes, rules and regulations, reading: Extends on 30 MPH speed limit from Fishel Avenue to Elton - Fairway Avenues. Filed

Referred to Police Chief and Supt. of Highways

Raymond Wiwczar, Building Inspector to Town Planning Board, dated 1/14/77, regarding second sump proposed for Barnes Woods. Filed

Town of Brookhaven, dated 1/17/77 - relating to public hearing on amendments to Building Zone Ordinance Code amending Code on Water front lots. Filed.

PERSONAL APPEARANCES

Supervisor Smith asked if anyone wished to be heard and the following responded:

Kenneth Ross, Speaking for the Riverhead Central School District: "I would like to publicly thank the Offices of the Supervisor and the Tax Receiver for the very efficient expeditious fashion in which tax moneys have been coming in. We are most appreciative of the fast service in getting the revenue to us.

I would like to take this opportunity in the presence of the Town Board to commend Mr. Wiwczar on the very fine way in which he helped us with our Annual Fire Inspection Reports in all of our school buildings. I don't know if you know it or not, but he spends a great deal of time - he gives us the benefit of professional thinking and advice. He has worked with us with the State Education Department on some misunderstandings, and I certainly would like to commend him at this time as well."

Dr. Alfred Smith, Spoke about the person who chopped down the Christmas Tree at Intersection on Route 58. He said there were all sorts of rumors in the newspapers saying that the person who did it was known and there would be no question about that he would be brought to justice shortly, and asked if there was any late word on this.

Supervisor Smith, Replied to Dr. Smith, saying that they are strictly observing the rules of evidence and he thinks that what they should do is back up and say that suspicions and allegations, etc., are not in order with reference to any particular person until such time as any of them can prove what occurred and that it would be unfair to anyone to discuss such matters unless there were proof that could be presented to a court of law.

He further stated that until such time as there is such proof that they will all have to accept the fact that the tree was taken down and see what they can do about it. If at some time a case is presented then that's the time to worry about a specific individual.

He concluded by saying that the Police are working on it but until such time as they come up with something specific public debate over any particular individual's guilt or innocence is not in order.

RESOLUTIONS

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That the Superintendent of Highways be and is hereby authorized to pay time and one half overtime compensation for snow removal operations for the month of December, 1976 - a total of 721 hours in the amount of \$5,564.71 in accordance with personal services abstract submitted herewith.

RESOLUTIONS - continued

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid overtime from December 1, 1976 to and including December 31, 1976 as per P.B.A. Contract at time and one-half their regular salary.

1.	J. Dunleavy	12-06-76	3 hrs. 20 min.	\$37.05
2.	F. Foote	12-18-76	45 min.	8.40
3.	V. Gianni	12-04-76	2 hrs. 20 min.	24.61
4.	J. Hughes	12-10-76	25 min.	4.69
5.	L. Mickoliger	12-13-76	2 hrs.	22.23
6.	J. Psaltis	12-23-76	1 hr.	10.55
7.	F. Rodgers	12-06-76	2½ hrs.	26.36
8.	J. Seaman	12-08-76	35 min.	6.55
9.	P. Troyan	12-18-76	1 hr. 50 min.	20.38
10.	R. VonVoigt	12-06-76	2½ hrs.	26.36
			Total	\$187.18

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid recall pay from December 1, 1976 to and including December 31, 1976, as per P.B.A. Contract:

1.	H. Boden	12-04-76	4 hrs.	\$49.44	
		12-14-76	7½ hrs.	92.70	
		12-17-76	4 hrs.	49.44	
		12-21-76	4 hrs.	49.44	\$241.02
2.	P. Paasch	12-27-76	4 hrs.		44.46
3.	W. Palmer	12-12-76	4 hrs.	50.10	
		12-25-76	4 hrs.	50.10	100.20
4.	J. Seaman	12-08-76	4 hrs.		44.46

RESOLUTIONS - continued

5. A. Summerville 12-10-76 4 hrs. 50.10

6. R. Underwood 12-10-76 4 hrs. 55.38
\$535.62

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That the Town Clerk of the Town of Riverhead be and is hereby authorized to advertise for sealed bids on Rock Salt requirements for use of the Town of Riverhead Highway Department, and be it

RESOLVED, That specifications and forms for bidding be prepared by the Superintendent of Highways, and bids to be returnable up to 11:00 A.M. on Monday, January 31, 1977, and be it further

RESOLVED, That the Town Clerk of the Town of Riverhead be and hereby is designated to open publicly and read aloud on Monday, January 31, 1977, at 11:00 A.M., at the Town Clerk's Office, Town Hall, 200 Howell Avenue, Riverhead, New York, all sealed bids bearing the designation, "Bid on Rock Salt".

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That the bid for thirteen (13) sedan automobiles for the use of the Riverhead Police Department be, and is hereby, awarded to: J.J. Hart, Inc., Route 58, Riverhead, New York, at a total cost of Sixty-four thousand two hundred seven and 00/100 (\$64,207.00) Dollars, and be it

FURTHER RESOLVED, That the acceptance of said bid is subject to the bid and specification form submitted by Thomas P. Hart on behalf of J. J. Hart, Inc., and filed in the Office of the Town Clerk, and be it

FURTHER RESOLVED, That the items and services specified shall be purchased as directed by the Town Board of the Town of Riverhead.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

RESOLVED, That the bid for sixteen (16) vehicular repeater systems with portable radios for the use of the Riverhead Police Department be, and is hereby, awarded to: Motorola Communications and Electronics, Inc., P. O. Box 727,

RESOLUTIONS - continued

Setauket, New York, at a monthly cost of Seven hundred forty-eight and 00/100 (\$748.00) Dollars for sixteen (16) units (forty-six and 75/100 (\$46.75) Dollars per unit, for a period commencing with the delivery and ending sixty (60) months thereafter (five (5) years), the total rental being Forty-four thousand eight hundred eighty and 00/100 (\$44,880.00) Dollars, and be it

FURTHER RESOLVED, That the acceptance of said bid is subject to the bid and specification form submitted by Robert B. Chase on behalf of Motorola Communications and Electronics, Inc., and filed in the Office of the Town Clerk, and be it

FURTHER RESOLVED, That the items and services specified shall be rented as directed by the Town Board of the Town of Riverhead.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That the bid for two (2) pick-up trucks for the use of the Town of Riverhead Dog Wardens be, and is hereby awarded to: J. J. Hart, Inc., Route 58, Riverhead, New York, at a total cost of Six thousand Eight hundred nine and 00/100 (\$6,809.00) Dollars, and be it

FURTHER RESOLVED, That the acceptance of said bid is subject to the bid and specification form submitted by Thomas P. Hart on behalf of J. J. Hart, Inc., and filed in the Office of the Town Clerk, and be it

FURTHER RESOLVED, That the items and services specified shall be purchased as directed by the Town Board of the Town of Riverhead.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That the bid for three IBM Correcting Selectric Typewriters for the use of the Town of Riverhead be, and is hereby, awarded to IBM, 366 North Broadway, Jericho, New York, at a total cost of Two thousand Twenty-six and 00/100 (\$2,026.00) Dollars, (Total cost, two thousand two hundred forty-one and 00/100 (\$2,241.00) Dollars, less trade-in of two (2) typewriters of Two hundred fifteen and 00/100 (\$215.00) Dollars and be it

FURTHER RESOLVED, That the acceptance of said bid is subject to the bid and specification form submitted by Judith Hall Quick, Marketing Representative of IBM, and filed in the Office of the Town Clerk, and be it

FURTHER RESOLVED, That the items and services specified shall be purchased as directed by the Town Board of the Town of Riverhead.

RESOLUTIONS - continued

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid clothing and/or equipment allowance as per P.B.A. Contract:

1.	F. Alexander	\$100.00
2.	J. Becht	100.00
3.	H. Boden	250.00
4.	D. Cheshire	100.00
5.	E. Curven	100.00
6.	A. Densieski	100.00
7.	T. Dorfer	100.00
8.	A. Doroski	250.00
9.	W. Droskoski	100.00
10.	J. Dunleavy	100.00
11.	F. Foote	100.00
12.	V. Gianni	100.00
13.	J. Grattan	100.00
14.	L. Grattan	100.00
15.	D. Green	100.00
16.	L. Griffing	100.00
17.	A. Grossman	100.00
18.	J. Hughes	100.00
19.	B. Keller	100.00
20.	J. Kurpetski	100.00
21.	L. Mazzo	100.00
22.	O. McDonald	100.00
23.	V. Michalski	100.00
24.	L. Mickoliger	100.00
25.	D. Miller	100.00
26.	W. Moisa	100.00
27.	P. Paasch	100.00
28.	R. Palmer	100.00
29.	W. Palmer	250.00
30.	J. Pleickhardt	100.00
31.	J. Psaltis	100.00
32.	R. Quinn	100.00
33.	D. Robinson	100.00
34.	F. Rodgers	100.00
35.	F. Romaniello	100.00
36.	E. Sadowski	100.00
37.	R. Schmursal	100.00
38.	J. Seaman	100.00
39.	M. Stewart	100.00
40.	A. Summerville	250.00
41.	J. Swiatocha	100.00
42.	P. Troyan	100.00

RESOLUTIONS - continued

43.	R. Underwood	\$250.00	
44.	R. VonVoigt	100.00	
45.	D. Weinand	100.00	
46.	W. Witt	100.00	
47.	K. Woods	100.00	
48.	D. Yakaboski	100.00	
49.	J. Zaleski	100.00	Total \$5,650.00

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That the Town Clerk be, and she hereby is, authorized to publish a notice to bidders for the construction of a detention cell, counters, sign, and miscellaneous improvements to the new Town Hall.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

The Town Clerk announced Resolution #26 - "Approving a Cooperation Agreement for Undertaking of a County Community Development Program".

Supervisor Smith explained the Resolution as follows:

"We have for a number of years been participating with various other municipalities in a Community Development Act of 1974. It is the particular at which has given the Town of Riverhead the money to acquire the Morrell Property and will further supply us with funds to work on dilapidated housing and the rehabilitation of some of these structures - a Code of Enforcement and things of that nature. We have signed in the past what we will call year one and year two agreements and this is a resolution authorizing me the Supervisor to sign the third year."

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Under Title I of the Housing and Community Development Act of 1974, the Secretary of Housing and Urban Development is authorized to make grants to States and units of general local government to help finance Community Programs; and

WHEREAS, There is sufficient statutory authority under the laws of New York State for the units of general local government, namely, the County of Suffolk, its towns and villages, to undertake by means of cooperative agreements, every form of community development, urban renewal and housing assistance referred to in the Act as "Eligible Activities;" and

WHEREAS, It is desirable and in the public interest that the County of Suffolk make application for Community Development Block Grant funds as an Urban County:

RESOLUTIONS - continued

1. Since the municipality may be more certain of receiving benefits from the Act through the County than it could by applying as an individual community in competition with others; and
2. Since the municipality would be spared the expense of application preparation and management of the program; and
3. The County may have certain planning and other professional skills required of the program which the municipality may not intrinsically possess; and

WHEREAS, It is recognized that participation by the County of Suffolk, as an Urban County, in the Community Development Program requires the cooperation of the municipalities, being the towns and villages within the County, to undertake essential community development and housing assistance activities including urban renewal and publicly assisted housing;

NOW, THEREFORE, BE IT RESOLVED BY THE Town Board of the Town of Riverhead:

1. That this body will cooperate with the County of Suffolk in undertaking the essential Community Development and Housing Assistance activities during the third year of Federal funding of the program and continuing in effect thereafter unless terminated in writing by the municipality upon ninety (90) days' advance notice;
2. That this body and the County of Suffolk agree to work together in a timely manner in the planning, preparation of application, and carrying out the activities that may result from such applications;
3. That the governing body is fully cognizant of the obligations and responsibilities that are imposed by this cooperation agreement, and that it is the sense of this body that such obligations can and will be fulfilled.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

The Town Clerk announced Resolution #27 - "Delegating Review of Appeals of Flood Elevation Determinations to Conservation Advisory Council".

Supervisor Smith explained the Resolution as follows: "Some weeks ago, I think some of the reporters covered a briefing that was held by the Federal Insurance Administration relative to the placing of Flood Insurance within the Town of Riverhead.

At that time, those of you who may have attended, saw that there were certain maps that delineated areas along Long Island Sound and the Peconic Bay, which would be affected by this particular legislation. We have put on official notice that the Federal Process whereby these rules and regulations come into effect has begun and within 90 days of the publication of the notices by the Federal Agencies which will be occurring next week. You must protest, if you choose not if you have some reason to prove that you are not in a flood plain area and we are saying in this resolution we are delegating the authority to examine such appeals to the Conservation Advisory Council."

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, The Federal Insurance Administration of the Department of Housing and Urban Development has officially notified this Town Board of the publication of proposed flood elevation determinations of the Town of Riverhead, and

WHEREAS, The enabling statute provides that the examination and evaluation of said determinations may be delegated by the Town Board upon publication notice,

NOW, THEREFORE, be it

RESOLVED, That this Board does hereby delegate the review of any appeals to said determinations to the Conservation Advisory Council, which body shall examine and report to this Board any findings relative to such appeals, and be it

FURTHER RESOLVED, That the Town Clerk be, and she hereby is, authorized and directed to publish and post the attached notice.

PUBLIC NOTICE

PLEASE TAKE NOTICE, That the Federal Insurance Administrator has caused notice to be published of certain flood elevation determinations for the Town of Riverhead, Said determinations affect areas of the Town of Riverhead along the Long Island Sound, Peconic River and the Peconic bays. Said determinations shall, and will, affect rates of insurance and future building codes in such areas. Copies of maps showing the areas affected will be posted in the Building Department of the Town of Riverhead. Any persons wishing to comment or object to said determinations must file an appeal with the Supervisor of the Town of Riverhead. Said appeals will be heard by the Conservation Advisory Council.

PLEASE TAKE FURTHER NOTICE that the right to appeal or object will expire in ninety (90) days.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, Certain tax certioraris against the Assessors of the Town of Riverhead have reached the Trial Calendar of the Supreme Court, Suffolk County, and

WHEREAS, Said certioraris are being conferenced, and proposed settlements are being discussed in conjunction with the Board of Assessors of the Town of Riverhead,

NOW, THEREFORE, be it

RESOLVED, That Francis J. Yakaboski is hereby authorized and directed to sign stipulations of settlement and discontinuance in said matters upon consultation and approval with and by the Board of Assessors.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That Alden W. Young be, and he hereby is, authorized to prepare a survey of the right-of-way commonly known as Cranberry Street, and that the Town Attorney be, and he hereby is, directed to investigate the possible acceptance of Cranberry Street into the Town Highway system.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Kenneth Ross: "Mr. Supervisor, I realize this is not the time the public may be heard but Councilman Young made a remark that could have implied that the School District had been in operation on Cranberry Street illegally. Mr. Young, you have been on the Board long enough to know that the Town has maintained Cranberry Street for at least five years and possibly at least for twenty years, and the law does allow the buses to go on a Town maintained road, and I appreciate your concern in this matter. We have not been operating illegally."

Councilman Young: "We just want to make it nicer for you."

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, The Town Board of the Town of Riverhead has sought and obtained advice and counsel from several different sources relative to the sale of bonds, and considers the same to be in order, and

WHEREAS, A revised retainer with Fiscal Advisors, Inc. is in order,

RESOLUTIONS - continuedNOW, THEREFORE, be it

RESOLVED, That this Board does hereby direct an offering of its bonds and those of its subordinate districts for sale, and that Fiscal Advisors, Inc., is hereby retained and directed to prepare said sale for a fee of Four thousand and 00/100 (\$4,000.00) Dollars, plus Fifty and 00/100 (\$50.00) Dollars per part, and that they are further directed to seek and obtain bond insurance for said sale.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The Town Clerk announced Resolution #32 - "Authorizes Supervisor to execute stipulation relative to settlement".

Supervisor Smith explained the Resolution as follows: "There is a case that is in the news of late; 'Rodriguez vs. Hills, et al', brought by the NAACP of Brookhaven Town and several other plaintiffs in the Federal District relative to the consortium agreement that we mentioned earlier in the evening. That law suit is being settled and this authorizes me to sign a stipulation. Mr. Danowski and I in fact may be in Manhattan the last day of the month on this particular matter."

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That the Supervisor be, and he hereby is, authorized to execute the stipulation relative to settlement of Rodriguez vs. Hills, et al.

BE IT FURTHER RESOLVED, The stipulation is filed in the Office of the Town Clerk.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by the entire Board and unanimously adopted.

OFFICE OF THE SUPERVISOR
TOWN OF RIVERHEAD

PROCLAMATION

WHEREAS, Cerebral Palsy continues to be the nation's number onecrippler of children, affecting 75,000 infants each year; and

WHEREAS, The Suffolk Rehabilitation Center for the Physically Handicapped, Inc., provides essential medical, educational and rehabilitation services, thereby helping persons afflicted to achieve a more fulfilling and productive life; and

RESOLUTIONS - continued

WHEREAS, The Suffolk Rehabilitation Center will conduct its annual fund raising telethon on January 28 and 30, 1977, as

UNITED CEREBRAL PALSY WEEK
in the Town of Riverhead, and do hereby urge all citizens to generously support the endeavors of the Suffolk Rehabilitation Center and its work among those young people who so greatly require its services.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Town of Riverhead to be affixed this 18th day of January, 1977.

Councilman Lombardi offered the following resolution.

WHEREAS, Harry Byron Stevens did petition the Town Board of the Town of Riverhead to allow a lumber yard and building supply business as a non-nuisance industry by special permit on land located on the westerly side of Edwards Avenue at Calverton, New York, said land being within the Industrial A Zoning Use District of the Town of Riverhead, and

WHEREAS, The Town Board held a hearing such an application on December 21, 1976,

NOW, THEREFORE, be it

RESOLVED, That the application be granted, subject to the following terms and conditions: that no vehicle be allowed to be parked in the front of said building in said premises (the front being that portion of the building closest to Edwards Avenue); that the entire premises be suitably fenced without violating any statutes, rules or regulations; and that no lumber be allowed to be stacked in a height greater than the height of said fence.

At this time a recess was called after which the Meeting reconvened.

Supervisor Smith: "Miss Block for the purposes of the resolution that was previously offered relative to Special Permit application for a lumber yard at Calverton, I declare the hearing on the matter re-opened for the limited purpose of hearing John McNulty."

Supervisor Smith: "John, do you swear the testimony that you give in this special proceeding will be the whole truth and nothing but the truth?"

John McNulty: "I do."

Supervisor Smith: "Sir, are you an attorney permitted practice in the State of New York?"

RESOLUTIONS - continuedJohn McNulty: "I am."

Supervisor Smith: "And are you fully familiar with the title of the subject premises?"

John McNulty: "Well, I'm familiar with it for the past thirty years."

Supervisor Smith: "Can you state for us the nature of the ownership that relates to this particular application?"

John McNulty: "Albin Bobinski has owned this parcel in single and separate ownership prior to the enactment of the Zoning Ordinance in the Town of Riverhead and has continued to own it in single and separate ownership. And after conferring with a member of the Town Board - Mr. Young - he confirmed my knowledge and stated that he also knew that Mr. Bobinski has owned this parcel in single and separate ownership."

Supervisor Smith offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, Harry Byron Stevens did petition the Town Board of the Town of Riverhead to allow a lumber yard and building supply business as a non-nuisance industry by special permit on land located on the westerly side of Edwards Avenue at Calverton, New York, said land being within the Industrial A Zoning Use District of the Town of Riverhead, and

WHEREAS, The Town Board held a hearing on such application on December 21, 1976,

NOW, THEREFORE, be it

RESOLVED, That the application be granted, subject to the following terms and conditions:

FIRST: That the applicant will erect a 6' chain link fence around the perimeter of the subject premises

SECOND: That he build, pave and maintain 10 parking spaces in conformity with Town regulations

THIRD: That no loading or unloading of trucks or other vehicle east of the main building line marked on the survey filed in the Office of the Town Clerk, and

BE IT FURTHER RESOLVED, That this Board finds that the subject parcel was and is a pre-existing non-conforming lot with existing structures that do not conform and other variance to and with the existing zoning ordinance

BE IT FURTHER RESOLVED, That said permit shall be for three years.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, George Dudick, William Grillo, and Gertrude Grillo did apply for a residential building located on the private right-of-way, known as Forest Lane off Sound Road, Wading River, New York, situated in the Business B. Zoning Use District, and

WHEREAS, The Planning Board, by letter dated December 3, 1976, did recommend to the Town Board of the Town of Riverhead that such application for a special permit be granted,

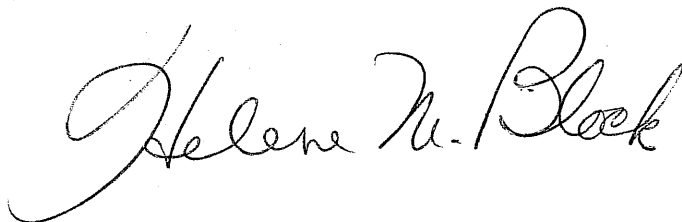
NOW, THEREFORE, be it

RESOLVED, That full consideration having been given by the Town Board to such application, it is hereby granted.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

There being no further business on motion and vote, the Meeting adjourned at 8:35 P.M. to meet February 1, 1977 at 7:30 P.M.

A handwritten signature in cursive script, reading "Helene M. Block". The signature is written in dark ink and is positioned in the lower right quadrant of the page.

HMB/vlv

Helene M. Block, Town Clerk